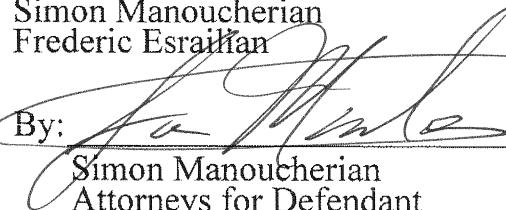


1 EMPLOYEE BENEFITS PLAN, pursuant to Federal Rules of Civil Procedure, Rule
2 41(a), and each party shall bear its own attorneys' fees and costs in this matter.¹

3 The parties seek the Court's approval of dismissal of this action with
4 prejudice.

5 Dated: November 20, 2007

MESERVE, MUMPER & HUGHES LLP
Simon Manoucherian
Frederic Esraillan

6 By: 

7
8 Simon Manoucherian
9 Attorneys for Defendant
10 HM LIFE INSURANCE COMPANY,
11 successor-in-interest to
12 GROUPAMERICA INSURANCE
13 COMPANY, and COMPUWARE
14 CORPORATION EMPLOYEE
15 BENEFITS PLAN

16 Dated: November 13, 2007

LAW OFFICES OF JOHN N. FRYE
John N. Frye

17 By: 

18 John N. Frye
19 Attorneys for Plaintiff
20 IREME DEMEE

ORDER

21 Based upon the stipulation of the parties and for good cause shown,

22 **IT IS HEREBY ORDERED** that this action, Case No. C 07-03387 JSW, is
23 dismissed in its entirety as to all defendants, including Compuware Corporation
24 Employee Benefits Plan, HM Life Insurance Company, and Groupamerica
25 Insurance Company, with prejudice.

26 **IT IS HEREBY FURTHER ORDERED** that each party shall bear its own
27 attorneys' fees and costs in this matter.

28 Dated: _____

Hon. Jeffrey S. White
United States District Judge

29 ¹ Defendant COMPUWARE CORPORATION EMPLOYEE BENEFITS
30 PLAN was previously dismissed without prejudice.

31 STIPULATION TO DISMISS ENTIRE
32 ACTION WITH PREJUDICE; ORDER
33 THEREON